

**Pt. 109**

**11 CFR Ch. I (1–12 Edition)**

with the Secretary or the Commission, as appropriate.

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[45 FR 15117, Mar. 7, 1980, as amended at 61 FR 6095, Feb. 16, 1996]

**PART 109—COORDINATED AND INDEPENDENT EXPENDITURES (2 U.S.C. 431(17), 441a(a) AND (d), AND PUB. L. 107–155 SEC. 214(c))**

**Subpart A—Scope and Definitions**

Sec.

**§ 109.1 When will this part apply?**

**Subpart A—Scope and Definitions**

This part applies to expenditures that are made independently from a candidate, an authorized committee, a political party committee, or their agents, and to those payments that are made in coordination with a candidate, an authorized committee, a political party committee, or their agents. The rules in this part explain how these types of payments must be reported and how they must be treated by candidates, authorized committees, and political party committees. In addition, subpart D of part 109 describes procedures and limits that apply only to payments, transfers, and assignments made by political party committees.

109.1 When will this part apply?

109.2 [Reserved]

109.3 Definitions.

**Subpart B—Independent Expenditures**

109.10 How do political committees and other persons report independent expenditures?

109.11 When is a “non-authorization notice” (disclaimer) required?

**Subpart C—Coordination**

**§ 109.2 [Reserved]**

109.20 What does “coordinated” mean?

109.21 What is a “coordinated communication”?

109.22 Who is prohibited from making coordinated communications?

109.23 Dissemination, distribution, or republication of candidate campaign materials.

**§ 109.3 Definitions.**

**Subpart D—Special Provisions for Political Party Committees**

For the purposes of 11 CFR part 109 only, agent means any person who has actual authority, either express or implied, to engage in any of the following activities on behalf of the specified persons:

(a) In the case of a national, State, district, or local committee of a political party, any one or more of the activities listed in paragraphs (a)(1) through (a)(5) of this section:

(1) To request or suggest that a communication be created, produced, or distributed.

(2) To make or authorize a communication that meets one or more of the content standards set forth in 11 CFR 109.21(c).

(3) To create, produce, or distribute any communication at the request or suggestion of a candidate.

(4) To be materially involved in decisions regarding:

(i) The content of the communication;

(ii) The intended audience for the communication;

(iii) The means or mode of the communication;

(iv) The specific media outlet used for the communication;

109.30 How are political party committees treated for purposes of coordinated and independent expenditures?

109.31 [Reserved]

109.32 What are the coordinated party expenditure limits?

109.33 May a political party committee assign its coordinated party expenditure authority to another political party committee?

109.34 When may a political party committee make coordinated party expenditures?

109.35 [Reserved]

109.36 Are there circumstances under which a political party committee is prohibited from making independent expenditures?

109.37 What is a “party coordinated communication”?

AUTHORITY: 2 U.S.C. 431(17), 434(c), 438(a)(8), 441a, 441d; Sec. 214(c) of Pub. L. 107–155, 116 Stat. 81.